



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Turpen *et al.*

Application Serial No. 09/057,016

Filed: April 7, 1998

For: **PRODUCTION OF PEPTIDES
IN PLANTS AS VIRAL COAT
PROTEIN FUSIONS**

817R

12/29/98

Group Art Unit: 1649

Examiner: Fox, D.

Atty. Docket No.: 00801.0087.US01

RECEIVED

DEC 28 1998

Information Disclosure StatementMATRIX CUSTOMER
SERVICE CENTERAssistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Pursuant to 37 CFR 1.98(d), Applicants request that all references cited or submitted to the U.S. Patent and Trademark Office in prior Application number 08/324,003, filed October 14, 1994, be made a part of the record of the present file. A copy of the related application's filing receipt is attached.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

12/21/1998 SJWNS

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This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith. It is further understood that the Examiner will consider information that had been cited by or submitted to the U.S. Patent and Trademark Office in the prior application relied on under 35 U.S.C. § 120, 1138 OG 37, 38 (May 19, 1992).

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, and to indicate in the official file wrapper of this patent application that the documents submitted in prior application number 08/324,003, filed October 14, 1994, have been considered.

This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of a first Office Action on the merits, but before the mailing date of a Final Rejection or Notice of Allowance. Attached is our check in the amount of \$240.00 in payment of the fee under 37 C.F.R. § 1.17(p).

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 08-3038.

Respectfully submitted,

Date: December 14, 1998

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FILING RECEIPT

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HOWREY & SIMON



UNITED STATES DEPARTMENT OF COMMERCE
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Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTORNEY DOCKET NO.	DRWGS	TOT CL	IND CL
08/324,003	10/14/94	1803	\$430.00	8129087	8	13	1

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00801-6087-999

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2 month Response to final
due 2/8/98 due3 month Response / Notice of
Appeal due 3/8/98

Final 6/8/98

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Application Processing Division's Customer Correction Branch within 10 days of receipt. Please provide a copy of the Filing Receipt with the changes noted thereon.

Applicant(s)

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CONTINUING DATA AS CLAIMED BY APPLICANT-

THIS APPLN IS A CIP OF 08/176,414 12/29/93
WHICH IS A CIP OF 07/997,733 12/30/92
SAID 08/324,003 10/14/94
WHICH IS A CIP OF 07/997,733 12/30/92
WHICH IS A CON OF 07/923,692 07/31/92 PAT 5 316,931
WHICH IS A CIP OF 07/600,244 10/22/90 ABN
AND A CIP OF 07/641,617 01/16/91 ABN
AND A CIP OF 07/737,899 07/26/91 ABN
WHICH IS A CON OF 07/310,881 02/17/89
WHICH IS A CIP OF 07/160,766 02/26/88 ABN
AND A CIP OF 07/160,771 02/26/88 ABN
WHICH IS A CON OF 07/347,637 05/05/89
SAID 07/641,617 01/16/91 ABN
SAID 07/739,143 08/01/91 ABN
SAID 07/737,899 07/26/91 ABN
SAID 07/739,143 08/01/91 ABN
WHICH IS A CIP OF 07/600,244 10/22/90 ABN
WHICH IS A CIP OF 07/614,614 11/15/90
WHICH IS A CIP OF 07/737,899 07/26/91 ABN

FOREIGN FILING LICENSE GRANTED 04/04/95

* SMALL ENTITY *

TITLE

PRODUCTION OF PEPTIDES IN PLANTS AS VIRAL COAT PROTEIN FUSIONS

PRELIMINARY CLASS: 536

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(see reverse)